ZILKA-KOTAB, PC

NO. 1635 P. 4 10/539471

## **DECLARATION AND POWER OF ATTORNEY** FOR ORIGINAL U.S. PATENT APPLICATION

Attorney's Docket No. IBM 1P069/DE920020032US1

As a below-named inventor. I hereby declare that: My residence, post office address and citizenship are as stated below next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled: SYSTEMS AND METILODS FOR MBASURING MAGNETOSTRICTION IN MAGNETORESISTIVE ELEMENTS. the specification of which, (check one) is attached hereto. was filed on U.S. Application Serial No. and was amended on \_ 3. was filed on 10/17/2003 International PCT Application Serial No. PCT/EP2003/011512 and was amended -Herewith--I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37. CFR § 1.56. I hereby claim foreign priority benefits under Title 35. United States code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PC1' International application which designated at least one country other than the United States, listed helow and have identified helow, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed: Prior Foreign Application(s) Priority Benefits Claimed? 02102858.4 XYes No 12/20/2002 (Appl. No.) (Country) (Pring Date) Yes No (Appl. No.) (Country) (Filing Date) I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below: (Application Senal No.) (Filing Date) (Application Serial No.) (Filing Date)

I hereby claim the benefit under Title 35. United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35. United States Code, § 112. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37. Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

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(Application Serial No.)	(Filing Date)	(Status - patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Spatus - patented, pending, abandoned)
And I hereby appoint the followir prosecute this application and to n	ng automey(s) and/or agents ass nineact all business in the Paten	ociated with PTO Customer Number 50548 as my principal agents tand Trademark Office commented therewith:
Customer Number:	50548	1
Send Correspondence To:	Zilka-Kotab, PC	N .
·	P.O. Box 721120	
	/ San Jose, Califo	orma 95172-1120 \
	/	
Direct Telephone Calls To:	Dominic M. Kotab	at telephone number (408) 971-2573
I hereby declare that all statement are believed to be true; and furth	s made herein of my own know er that these statements were n optisonment, of both, under sec	at telephone number (408) 971-2573  viedge are true and that all statements made on information and beligate with the knowledge that willful false statements and the like atom 1001 of Title 18 of the United States Code, and that such will
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I hereby declare that all statement are believed to be true; and furth made are punishable by fine or in false statements may jeopardize th	s made herein of my own know er that these statements were n optisonment, of both, under sec	at telephone number (408) 971-2573  viedge are true and that all statements made on information and beligate with the knowledge that willful false statements and the like atom 1001 of Title 18 of the United States Code, and that such will
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